



DEPARTMENT OF THE ARMY  
OFFICE OF THE INSPECTOR GENERAL  
1700 ARMY PENTAGON  
WASHINGTON, DC 20310-1700

FEB 01 2019

Records Release Office

Mr. Brendan O'Connor  
Via: MuckRock News  
DEPT MR 63577  
411A Highland Ave  
Somerville, MA 02144-2516

Dear Mr. O'Connor:

This letter responds to the portion of your Freedom of Information Act (FOIA) request dated November 8, 2018 requesting "any DA Form 1559s" containing the keywords: militia, paramilitary, patriot, lightfoot, minutemen, three/3/III percent or any variation thereof, created between January 1, 2008 and the date this request is processed, (January 18, 2019).

This office declined the referral of the portion of your request seeking any "AF Form 102s." Our declination memorandum is included as an enclosure to this letter for your record.

Our office conducted a review of your request and determined that DA Forms 1559 are exempt from the mandatory disclosure provisions of the FOIA under exemptions (b)(6) and (b)(7)(C). Therefore, your request is denied in its entirety.

Exemption (b)(6) applies to information about individuals in "personnel, medical, and similar files," when the disclosure of such information would constitute a clearly unwarranted invasion of personal privacy. Exemption (b)(7)(C) applies to information contained in records compiled for law enforcement purposes, any release of which could reasonably be expected to constitute an unwarranted invasion of the privacy of any individuals who were mentioned therein, or who conducted and/or supervised the conduct of an inquiry or investigation.

You may appeal this action in writing within 90 days from the date of this letter. If you decide to appeal, please address your appeal through this office (ATTN: SAIG-ZXR), The Inspector General, 1700 Army Pentagon, RM 1E132, Washington, DC 20310-1700, to the Office of the General Counsel, Department of the Army. That office has appellate authority for Army Inspector General initial FOIA determinations. In any such appeal, you should also provide a copy of this letter, along with sufficient justification upon which the Office of the General Counsel may base a decision.

You may seek dispute resolution services from the Army FOIA Public Liaison or the Office of Government Information Services (OGIS). The Army FOIA Public Liaison Officer is Mr. Bruno Leuyer, who may be contacted at 703-428-6238. Contact information for OGIS is at [www.archives.gov/ogis](http://www.archives.gov/ogis).

There are no fees assessable for processing this request. If you have any questions concerning this response, please call Ms. Broyles or me at (703) 545-4591. Should you call, please refer to FOIA Case Number 19-196.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. Thomas', written in a cursive style.

Margaret F. Thomas  
Deputy Legal Advisor

Enclosure  
Referral Declination



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WASHINGTON, DC 20310-1700

REPLY TO  
ATTENTION OF:

SAIG-JAR


FEB 01 2019

MEMORANDUM FOR National Guard Bureau, FOIA Office, 111 South George Mason Drive, AH2, Arlington, VA 22204-1373

SUBJECT: Remanding of Freedom of Information Act (FOIA) Request from Mr. Brendan O'Connor (SAIG-JAR 19-00196)

1. The portion of the referred subject request for any "AF Form 102s" is remanded back to your agency for proper referral to the correct FOIA Requester Service Center (RSC).
2. If you have any questions regarding this matter, please call Ms. Broyles or me at (703) 545-4591 and reference case 19-196.

Encl  
FOIA Request

  
MARGARET F. THOMAS  
Deputy Legal Advisor